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9 Receiver for Baystar Capital Management, LLC
10 and Lawrence Goldfarb

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

11 SECURITIES AND EXCHANGE
12 COMMISSION,
13 Plaintiff,
14 v.
15 LAWRENCE R. GOLDFARB and
16 BAYSTAR CAPITAL
17 MANAGEMENT, LLC,
18 Defendants.
19) Case No.: C-11-0938 WHA
20)
21) [PROPOSED] ORDER
22) GRANTING RECEIVER'S
) MISCELLANEOUS
) ADMINISTRATIVE
) APPLICATION FOR AN
) ORDER PURSUANT TO
) LOCAL RULE 7-11 FOR A
) SALE OF ASSETS AND
) SECOND DISTRIBUTION
)
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)
)
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ORDER AUTHORIZING SALE OF ASSETS AND DISTRIBUTION

Pursuant to Local Rule 7-11 of the Northern District of California, the Receiver in the above matter has submitted to the Court a miscellaneous administrative application for an Order approving the sale of certain illiquid assets, and a distribution of assets to the Defendant's defrauded investors. Along with the administrative application, the Receiver has presented the Court with a

1 declaration setting forth his efforts to value the illiquid investments, the
2 involvement of the two largest and sophisticated investors in the valuation
3 process and the reasons for his recommendation that the illiquid assets be sold for
4 the amounts indicated. The Receiver has obtained the non-opposition of all other
5 parties to this matter to his recommendation.

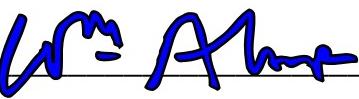
6 GOOD CAUSE APPEARING, the Court hereby authorizes the
7 Receiver to sell defendant Baystar's interest in the Island Fund to its general
8 partner for the amount of \$150,000 and to sell Baystar's interest in the Yacht
9 Fund to its general partner for the amount of \$235,630, both in cash at the time of
10 closing.

11 GOOD CAUSE APPEARING, the Court also hereby authorizes the
12 Receiver to further investigate the entitlement of the few Baystar investors who
13 invested solely in the Yacht Fund side pocket, in order to determine their
14 entitlement to a distribution solely from the Yacht Fund proceeds, and to make
15 such pro rata distributions to them if appropriate and they can be located with
16 reasonable effort.

17 GOOD CAUSE ALSO APPEARING, the Court hereby authorizes
18 the Receiver to make such cash distributions, as he deems appropriate, in the
19 approximate amount of \$700,000, to the defrauded Baystar investors in the
20 proportionate amounts previously approved by this Court.

21
22 SO ORDERED.

23
24 DATED: January 28, 2016

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27 _____
28 Judge William Alsup
 United States District Court